

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN**

THE UNITED STATES OF AMERICA,
Plaintiff,

v.

**Case No. 2:10-mj-30339-JU-1
Judge: Unassigned**

JOHN PAUL WNUK,
Defendant.

Joseph R. Arnone (P68572)
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**STIPULATION FOR ADJOURNMENT OF PRLIMINARY HEARING AND
EXTENSION OF TIME IN WHICH TO INDICT**

The United States of America and Defendant JOHN WNUK hereby stipulate and agree to the following:

1. On September 7, 2010, defendant JOHN WNUK made his initial appearance on the complaint in this case, which charges him with Possession of Child Pornography. The defendant was released on a \$10,000.00 unsecured bond.
2. The parties wish to engage in preindictment plea negotiations. The volume of potentially discoverable materials is massive and will take defense counsel some time to digest and then advise his client.

3. To further the preindictment plea negotiations, the parties wish to adjourn the preliminary hearing and extend the time in which to indictment for the charge in the complaint must be filed.
4. The defendant agrees that there is good cause to adjourn the preliminary hearing and hereby consent to its adjournment until November 11, 2010.
5. In addition, the parties agree that the time to which an indictment must be filed under the Speedy Trial Act be extended through November 11, 2010, and that the period from the date of this stipulation until November 11, 2010, be excluded in computing the time in which an indictment must be filed. Such excludable delay is the result of plea negotiations, which are miscellaneous "other proceedings concerns the defendant," 18 U.S.C § 3161(h)(1), within the meaning of the Speedy Trial Act. *United States v. Dunbar*, 357 F.3d 582, 593 (6th Cir. 2004); *United States v. Bowers*, 834 F.2d 607, 609-10 (6th Cir 1987) (per curiam).

Respectfully submitted,

s/Joseph R. Arnone

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s/with consent of Matthew Roth

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PROOF OF SERVICE

The undersigned certifies that a copy of this and Proof of Service were filed with the United States District Court, Eastern District of Michigan via electronic filing on September 10, 2010. I declare under the penalty of perjury that the statement above is true to the best of my information, knowledge and belief.

/s/ Jill E. Madison

Jill E. Madison

Legal Assistant

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